JEAN E. WILLIAMS Acting Assistant Attorney General

SEAN C. DUFFY (NY Bar No. 4103131) FRANK J. SINGER (CA Bar No. 227459) Trial Attorneys United States Department of Justice Environment & Natural Resources Division Natural Resources Section 150 M Street NE Washington, DC 20002 Telephone: (202) 305-0445

Facsimile: (202) 305-0506 sean.c.duffy@usdoj.gov

Attorneys for Defendants

UNITED STATES DISTRICT COURT DISTRICT OF OREGON **EUGENE DIVISION**

KELSEY CASCADIA ROSE JULIANA, et al.,

Case No. 6:15-cv-01517-AA

Plaintiffs,

DEFENDANTS' NOTICE OF SUPPLEMENTAL AUTHORITY

v.

UNITED STATES OF AMERICA, et al., Defendants.

Defendants hereby provide notice of supplemental authority of a new opinion in California, et al. v. Texas, et al., Nos. 19-840 and 19-1019, issued by the United States Supreme Court on June 17, 2021. In that opinion, the Supreme Court reaffirmed that the Declaratory Judgment Act, 28 U.S.C. § 2201, "alone does not provide a court with jurisdiction," or "permit litigants to . . . obtain constitutional rulings in advance of necessity." Slip. Op. at 8 (quoting Poe v. Ullman, 367 U.S. 497, 506 (1961)). "Instead, just like suits for every other type of remedy, declaratory-judgment actions must satisfy Article III's case-or-controversy requirement." Id. A copy of the slip opinion is attached.

Dated: June 24, 2021 JEAN E. WILLIAMS

Acting Assistant Attorney General United States Department of Justice

/s/ Sean C. Duffy

SEAN C. DUFFY (NY Bar No. 4103131)
FRANK J. SINGER (CA Bar No. 227459)
Environment & Natural Resources Division
Natural Resources Section
150 M Street, NE
Washington, DC 20002

Tel: (202) 305-0445 Fax: (202) 305-0506

E-mail: sean.c.duffy@usdoj.gov

Attorneys for Defendants